

FEDERAL SUBCONTRACTING PROGRAM COMPLIANCE

Committee on Small Business: Subcommittee on SBA and SBIC Authority, Minority Enterprise and General Small Business Problems continued hearings to investigate compliance with the Federal subcontracting program for small and small disadvantaged business. Testimony was heard from the following officials of the SBA: Heriberto Herrera, Deputy Administrator; Henry Wilfong, Associate Administrator, Minority Small Business and Capital Ownership Development; and Richard Durkin, Acting Associate Administrator for Procurement and Technical Assistance; from the following officials of the Department of Defense: James B. Hall, Deputy Assistant Secretary of the Army Acquisition; RAdm. Joseph F. Sansone, USN, Deputy Chief of Naval Material for Contracts and Business Management; Gen. Bernard L. Weiss, USAF, Director of Contracting and Manufacturing Headquarters; VAdm. Eugene A. Grinstead, SC, USN, Director, Defense Logistics Agency; and James P. Wade, Jr., Principal Deputy Under Secretary of Defense for Research and Engineering; William F. Sullivan, Associate Deputy Administrator for Logistics, VA; Allan W. Beres, Assistant Administrator, Office of Acquisition Policy, GSA; and Dr. Robert L. Fairman, Assistant Secretary for Administration, Department of Transportation.

Hearings continue April 25.

TRADE REMEDIES REFORM ACT

Committee on Ways and Means: Ordered reported amended H.R. 4784, the Trade Remedies Reform Act of 1984.

The committee also agreed to committee amendments to H.R. 4170, Tax Reform Act of 1983.

TARGETED JOBS TAX CREDIT

Committee on Ways and Means: Subcommittee on Select Revenue Measures held a hearing on the targeted jobs tax credit. Testimony was heard from Representatives Rangel, Boehlert, and Durbin; Charles E. McLure, Jr., Deputy Assistant Secretary of the Treasury for Tax Analysis; Eric Hanushek, Deputy Director, CBO; and public witnesses.

TRADE DEFICIT

Committee on Ways and Means: Subcommittee on Trade continued hearings on the U.S. Trade Deficit. Testimony was heard from Paul A. Volcker, Chairman, Board of Governors, Federal Reserve System; and public witnesses.

Hearings continue April 12.

CURRENT DRUG SITUATION

Select Committee on Narcotics Abuse and Control: Held a hearing on the current drug situation. Testimony

was heard from departmental witnesses; Benjamin Ward, Police Commissioner, City of New York; and other officials of the following States: Florida, Texas, California, and Hawaii.

Joint Meeting

PAY EQUITY FOR WOMEN

Joint Economic Committee: Committee resumed hearings to review the role of women in the work force, focusing on the status of pay equity under current Federal law and its impact on the economy and the ability of women to become self-supporting, receiving testimony from Senator Evans; Heidi Hartman, Study Director, "Women, Work & Wages," National Academy of Sciences; Cotton Mather Lindsey, Emory University, Atlanta, Georgia; Mark Killingsworth, Rutgers University, New Brunswick, New Jersey; and Winn Newman, and Brian Turner, National Committee on Pay Equity, both of Washington, D.C.

Hearings were recessed subject to call.

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Wednesday, April 11, 1984

Senate

Chamber Action

Routine Proceedings, pages 8653-8791

Measures Introduced: Thirteen bills and three resolutions were introduced, as follows: S. 2552-2564, S. Con. Res. 103, and S. Res. 367-368.

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Measures Reported: Reports were made as follows:

H.R. 2211, to exempt rural electric cooperatives from certain right-of-way rental payments under the Federal Land Policy and Management Act of 1976, and for other purposes. (S. Rept. No. 98-388)

S. 1711, to extend Patent Numbered 3,376, and for other purposes. (S. Rept. No. 98-389)

S. 501, to amend the laws of the United States to eliminate gender-based distinctions, with amendments (with additional views). (S. Rept. No. 98-390)

S. 2463, to authorize appropriations of funds for certain fisheries programs, and for other purposes. (S. Rept. No. 98-391)

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Measures Passed:

Adjournment Resolution: Senate agreed to S. Con. Res. 103, providing for an adjournment of the Senate from April 11, 12, or 13 to April 24, 1984,

and an adjournment of the House from April 12 or 13 to April 24, 1984.

Page 8753

Furnishing Copies of Payment Bonds: Senate passed H.R. 596, transferring responsibility for furnishing certified copies of Miller Act payment bonds from the Comptroller General to the officer that awarded the contract for which the bond was given.

Page 8729

Private Relief: Senate passed S. 1488, for the relief of private citizens.

Page 8729

National Garden Week: Senate passed S.J. Res. 143, authorizing and requesting the President to issue a proclamation designating the calendar week beginning with Sunday, June 3, 1984, as "National Garden Week."

Page 8729

Hawaii Statehood Silver Jubilee Day: Senate passed S.J. Res. 248, designating August 21, 1984, as "Hawaii Statehood Silver Jubilee Day."

Page 8730

Older Americans Month: Senate passed H.J. Res. 466, designating May 1984 as "Older Americans Month."

Page 8730

National Hearing Impaired Awareness Week: Senate passed H.J. Res. 407, designating the week beginning April 8, 1984, as "National Hearing Impaired Awareness Week."

S.J. Res. 266, Senate companion measure, was indefinitely postponed.

Page 8730

White House Conference on Small Business Authorization Act: Senate passed H.R. 5298, providing for a White House Conference on Small Business, after agreeing to committee amendments thereto.

S. 2487, Senate companion measure, was indefinitely postponed.

Page 8730

Appreciation to Prime Minister Prem: Senate agreed to S. Res. 366, expressing appreciation to Prime Minister Prem of Thailand, for Thailand's assistance to Indochinese refugees.

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Organ Procurement and Transplantation Act: Senate passed S. 2048, providing for the establishment of a Task Force on Organ Procurement and Transplantation, after agreeing to a committee amendment in the nature of a substitute.

Page 8739

Edmund S. Muskie Federal Building: Senate passed S. 2460, designating a Federal building in Augusta, Maine, as the "Edmund S. Muskie Federal Building."

Page 8732

Margaret Chase Smith Federal Building: Senate passed S. 2461, designating a Federal building in Bangor, Maine, as the "Margaret Chase Smith Federal Building."

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Passage Vitiated:

Committee on Indian Affairs: Senate agreed to S. Res. 127, making the Select Committee on Indian Affairs a permanent committee of the Senate.

Passage was subsequently vitiated.

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Miscellaneous Tariff, Trade, and Customs Matters: Senate continued consideration of H.R. 2163, making miscellaneous amendments to the tariff and trade laws of the United States, with a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto, as follows:

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Adopted:

(1) Danforth Amendment No. 2931, striking Section 183, Foreign Earned Income Exclusion Treated as Preference Item.

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(2) Dole Amendment No. 2932, of a technical and clarifying nature.

Page 8676

(3) Hawkins Amendment No. 2933, amending the effective date of the incentive stock option provision to provide transitional relief.

Page 8676

(4) Levin Amendment No. 2934, providing a transition rule under which certain corporations would be permitted to continue to rely on certain provisions of existing law to implement a proposed restructuring of its business.

Page 8677

(5) D'Amato-Moynihan Amendment No. 2936, allowing a utility that serves at least 97 percent of their retail customer in a two contiguous county region to qualify for the local furnishing of electricity.

Page 8689

(6) Gorton Amendment No. 2937, allowing employers additional time to acquire a targeted job credit certification in certain cases.

Page 8697

(7) Evans-Gorton Amendment No. 2939, providing a limited exception to the accelerated effective date for increasing death benefit insurance policies.

Page 8697

(8) Dixon Amendment No. 2941, allowing executors who elect special use valuation treatment for estate tax purposes to have a reasonable period of time to make technical corrections in the election agreement.

Page 8699

(9) Tribble-Dole Amendment No. 2942, exempting agricultural vehicles from the heavy truck use tax

where use on public highways does not exceed 7,500 miles.

Page 8701

(10) Dole-Danforth Amendment No. 2943, providing for a payment schedule for reimbursement of back claims due the States under the Social Security Act.

Page 8702

(11) Nunn Amendment No. 2946, changing the effective date regarding contributions of capital gain property to the date of enactment.

Page 8715

(12) Quayle Amendment No. 2947, allowing dislocated workers to withdraw contributions to Individual Retirement Accounts.

Page 8719

(13) Helms Amendment No. 2948, delaying the effective date of any ruling changing the tax treatment of certain expenses incurred by members of the uniformed armed services and ministers who receive housing and subsistence allowances.

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(14) Murkowski Amendment No. 2949, expressing the sense of the Senate that no termination date be imposed on the issuance of qualified veterans' mortgage bonds, and that no qualified veterans' mortgage bonds be taken into account in applying section 103A(g) of the Internal Revenue Code.

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(15) Armstrong Amendment No. 2950 providing a definition of energy property.

Page 8721

(16) Dole Amendment No. 2951, clarifying the definition of Section 38 property in sale-leaseback transactions.

Page 8721

(17) Armstrong Amendment No. 2952, exempting from the installment sales recapture provision any disposition made pursuant to an agreement entered into before March 16, 1984.

Page 8721

(18) Bradley-Lautenberg Amendment No. 2958, providing Medicare payments for costs of hospital-based mobile intensive care units.

Page 8722

Rejected:

(1) By 39 yeas to 57 nays (Vote No. 62), Heinz-Specter Amendment No. 2930, to amend the Social Security Act to provide for a program of grants to States to provide health care benefits for the unemployed.

Page 8661

(2) By 14 yeas to 81 nays (Vote No. 63), Pressler Amendment No. 2904, to repeal the increase in the highway user tax made by the Highway Revenue Act of 1982.

Page 8678

(3) By 14 yeas to 82 nays (Vote No. 64), Bumpers modified Amendment No. 2935, to strike the decrease in the capital gains holding period.

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(4) Bradley Amendment No. 2938, to deny the extended affirmative commitments to synthetic fuels projects receiving assistance from the United States Synthetic Fuels Corporation. (By 52 yeas to 43 nays (Vote No. 65), Senate tabled the amendment.)

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Withdrawn:

(1) Evans-Gorton Amendment No. 2940, to exempt property manufactured in the United States from the foreign tax-exempt leasing rules.

Page 8698

(2) Warner-Helms Amendment No. 2945, to allow deductions for certain expenses incurred by members of the uniformed services and ministers who receive housing and subsistence allowances.

Page 8712

Pending:

(1) Dole Amendment No. 2944, to exempt UDAG assisted project and manufacturing facilities from the small issue limitation on industrial development bonds.

Page 8703

(2) D'Amato Amendment No. 2956, to exclude tax-exempt interest in determining amount of social security benefits to be taxed.

Page 8724

(3) Stevens-Murkowski Amendment No. 2957, to revise the exemption from income under the SSI program for the Alaska bonus payments.

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Senate will continue consideration of the bill and amendments proposed thereto on Thursday, April 12.

Historic American Buildings Survey: Senate concurred in the amendments of the House to S.J. Res. 173, commending the Historic American Buildings Survey, a program of the National Park Service, Department of the Interior.

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Licensing of Yacht Dad's Pad: Senate concurred in the amendment of the House to S. 1186, clearing certain impediments to the licensing of the yacht Dad's Pad for employment in the coastwise trade, with Baker (for Packwood) Amendment No. 2954, of a technical nature.

Page 8743

Conveyance of Certain Lands: Senate concurred in the amendment of the House to S. 597, conveying certain lands to Show Low, Arizona, with Baker (for McClure) Amendment No. 2955, striking section 4.

Senate disagreed to the amendment to the title.

Page 8744

Community Volunteer Service Act—Conference Report: Senate agreed to the conference report on S. 1129, authorizing funds through fiscal year 1986 for programs under the Domestic Volunteer Service Act, and allowing volunteers to be locally recruited and assigned to projects in order to alleviate poverty and poverty-related human problems.

Page 8744

Appointment by the Vice President: The Presiding Officer, on behalf of the Vice President, appointed Senators Mathias, Stevens, Hatch, Sarbanes, and Murkowski to be members of the Senate Delegation to the British-American Parliamentary Group to be held at the Wye Plantation, Queenstown, Maryland, on April 27–29, 1984.

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Nominations Confirmed: Senate confirmed the following nominations:

Barrington King, of Georgia, to be Ambassador to Brunei.

Stephen W. Bosworth, of Michigan, to be Ambassador to the Republic of the Philippines.

Lawrence S. Eagleburger, of Florida, and Arthur A. Hartman, of New Jersey, each for the personal rank of Career Ambassador in recognition of especially distinguished service.

Gerald P. Carmen, of New Hampshire, to be Representative to the European Office of the United Nations, with the rank of Ambassador.

Edward N. Ney, of New York, to be a Member of the Board for International Broadcasting.

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Messages From the House:

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Measures Referred:

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Measures Ordered Held at Desk:

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Statements on Introduced Bills:

Page 8753

Amendments Submitted:

Page 8778

Committee Authority To Meet:

Page 8786

Additional Statements:

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Record Votes: Four record votes were taken today. (Total—65)

Pages 8673, 8681, 8689, 8695

Recess: Senate convened at 10 a.m., and recessed at 9:51 p.m., until 10 a.m., on Thursday, April 12, 1984. (For Senate's program, see the remarks of Senator Baker in today's Record on page 8791.)

Committee Meetings

APPROPRIATIONS—LABOR/HHS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1985 for certain programs of the Department of Labor and the Department of Health

and Human Services, including the Centers for Disease Control, receiving testimony from Senator Tribble; Representative Fazio; and numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—URBAN MASS TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1985 for the Urban Mass Transportation Administration, receiving testimony from Ralph L. Stanley, Administrator, Urban Mass Transportation Administration, Department of Transportation.

Subcommittee will meet again on Tuesday, April 24.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the following business items:

S. 2100, to authorize the Secretary of the Army to sell to any State ammunition for military weapons for use for avalanche-control purposes; and

6,806 routine nominations in the Army, Navy, Air Force, and Marine Corps.

AUTHORIZATIONS—MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Sea Power and Force Projection resumed open and closed hearings on S. 2414, authorizing funds for fiscal year 1985 for military procurement programs of the Department of Defense, focusing on Navy procurement and research and development programs, including the newly designed submarine, AEGIS testing, and DDG-51, and on a reprogramming request concerning the reactivation of the third battleship, receiving testimony from Charles K. Watt, Director (Acting), Defense Test and Evaluation Office; Melvyn R. Paisley, Assistant Secretary of the Navy for Research, Engineering and Systems; Vice Admiral A. J. Baciocco, USN, Director, Office of Research, Development, Test and Evaluation; Vice Admiral Nils R. Thunman, Deputy Chief of Naval Operations for Submarine Warfare; Vice Admiral Robert L. Walters, Deputy Chief of Naval Operations for Surface Warfare; and Captain Jack J. Donegan, Jr., USN, AEGIS Project Combat System Engineer.

Hearings were recessed subject to call.

FEDERAL RESERVE PRICING POLICIES

Committee on Banking, Housing and Urban Affairs: Committee concluded oversight hearings on the Federal Reserve System's pricing policies, after receiving testimony from William Anderson, Director, General Government Division, General Accounting

Office; Barry Sullivan, First National Bank of Chicago, Chicago, Illinois, on behalf of the National Payments System Coalition; E. Gerald Corrigan, Federal Reserve Bank of Minneapolis, Minnesota; Christopher J. Murphy III, First Source Bank, South Bend, Indiana, on behalf of the American Bankers Association; and O. J. Tomson, Citizen's National Bank, Charles City, Iowa, on behalf of the Independent Bankers Association of America.

FIRST BUDGET RESOLUTION

Committee on the Budget: Committee ordered favorably reported an original concurrent resolution (S. Con. Res. 106) on the fiscal year 1985 budget, setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1985, 1986, and 1987, and revising the congressional budget for fiscal year ending September 30, 1984.

COAST GUARD/POLAR ICEBREAKING

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine concluded hearings to review the U.S. Coast Guard's polar ice-breaking operations, focusing on the adequacy of the present fleet, vessel replacement, user fees, national security requirements, funding issues and private sector participation, after receiving testimony from Admiral James S. Gracey, Commandant, U.S. Coast Guard, Captain J. H. Wubbolt, III, Chief, Coast Guard Ice Operations Division, and Virgil W. Rinehart, Acting Director, Office of Advanced Ship Development and Technology, Maritime Administration, all of the Department of Transportation; Commodore John R. Seesholtz, Oceanographer of the Navy, and Director, Naval Oceanography Division, Department of the Navy; Edward P. Todd, Director, Division of Polar Programs, National Science Foundation; and Captain Stan Putzke (Coast Guard, Ret.), Crowley Maritime Corporation, and Robert L. Wilbanks, SOHIO Petroleum Company, both of San Francisco, California.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee began consideration of S. 2186, to provide for the establishment of a State Mining and Mineral Resources Research Institute program, S. 1547, to grant certain lands to Olathe, Colorado, for the protection of its water supply, S. 1868, to add funds to the budget ceiling for new acquisitions at Sleeping Bear Dunes National Lakeshore, Michigan, and S. 2095, to designate the Wildcat River, New Hampshire, for study as a National Wild and Scenic River, but did not complete action thereon, and will meet again on Wednesday, April 25.

SUPERFUND

Committee on Environment and Public Works: Committee held oversight hearings on proposals to extend and amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (Superfund), receiving testimony from Senators Kennedy and Bradley; Representative Florio; Anne Anderson, Patricia Kane, Donna Robins, and Richard Toomey, all of Woburn, Massachusetts; Janet Brand and Rita and Kathryn Marie Pinard, of Lowell, Massachusetts; Marvin Zellen, Harvard University School of Public Health, Cambridge, Massachusetts; and David Ozonoff, Boston University School of Public Health, Boston, Massachusetts.

Hearings continue on Wednesday, April, 25.

FOREIGN ASSISTANCE AUTHORIZATIONS/HELSINKI COMMISSION

Committee on Foreign Relations: Committee ordered favorably reported an original bill (S. 2582) to authorize funds for fiscal years 1984 and 1985 for international security and development assistance programs, to authorize an economic policy initiative for Africa, to provide for increased participation by the United States in the International Development Association (IDA), to provide for U.S. participation in the Inter-American Investment Corporation, to authorize funds for fiscal years 1985 and 1986 for the Peace Corps, and to extend to September 30, 1990, the authority of the African Development Foundation. (As approved by the committee, the original bill incorporates provisions of S. 2346, S. 2416, as approved by the committee on March 29, 1984, S. 2321, as approved by the committee on March 27, 1984, and S. 2388).

Also, the committee agreed to reconsider its action of March 27, 1984, when the committee ordered favorably reported with amendments H.R. 4504, to provide for the rotation of the chairmanship of the Commission on Security and Cooperation in Europe between the Senate and House of Representatives (Helsinki Commission), and today again ordered favorably reported with an amendment in the nature of a substitute H.R. 4504.

NOMINATION

Committee on Foreign Relations: Committee resumed hearings on the nomination of Leslie Lenkowsky, of New York, to be Deputy Director of the U.S. Information Agency, where the nominee testified and answered further questions in his own behalf. Testimony was also received from Thomas Harvey, General Counsel, John Mosher, Director, Office of Program Coordination and Development, Gordon Winkler, Chief Inspector, Office of Inspections, Barbara Haig and Robert Kagan, both Special Assist-

ants, all of the U.S. Information Agency; W. Scott Thompson, former Associate Director of Programs, U.S. Information Agency; and Norman Painter, American Federation of Government Employees, Washington, D.C.

Hearings were recessed subject to call.

FREEDOM FROM GOVERNMENT COMPETITION

Committee on Governmental Affairs: Committee held hearings on S. 1746, to allow the Federal Government to freely procure certain goods and services from the private sector, receiving testimony from Donald E. Sowle, Administrator, and Curtice Holland, Deputy Associate Administrator, both of the Office of Federal Procurement Policy; James Winchester, Associate Administrator, and William J. Coleman, Special Assistant to the Associate Administrator, both of the National Oceanic and Atmospheric Administration; and Hugh Witt, United Technologies Corporation, Washington, D.C., and former Administrator, Office of Federal Procurement Policy.

Hearings were recessed subject to call.

TRANSFER OF TECHNOLOGY

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings to examine the efficiency and effectiveness of the United States in working with the NATO nations and Japan in drafting and executing export controls on high technology shipments to the Soviet Union and the Soviet bloc, and to examine the enforcement of the Export Administration Act, receiving testimony from Ambassador Abraham Katz, Organization for Economic Cooperation and Development, Department of State; Lionel H. Olmer, Under Secretary of Commerce for Internal Trade; William J. Schneider, Jr., Under Secretary of State for Security Assistance, Science and Technology; and Richard N. Perle, Assistant Secretary of Defense for International Security Policy.

Hearings continue tomorrow.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Joseph J. Longobardi, to be United States District Judge for the District of Delaware, Edward Leavy, to be United States District Judge for the District of Oregon, William D. Browning, to be United States District Judge for the District of Arizona, and Terrence W. Boyle, to be United States District Judge for the Eastern District of North Carolina, after the nominees testified and answered questions in their own behalf. Mr. Longobardi was introduced by Senators Roth and Biden, Mr. Leavy was introduced by Senators Hatfield and Packwood, Mr. Browning was intro-

duced by Representatives Udall and McNulty, and Mr. Boyle was introduced by Senators East and Helms.

SAFEGUARDING CHILDREN IN PUBLIC FACILITIES

Committee on the Judiciary: Subcommittee on Juvenile Justice concluded hearings on S. 521 and S. 1924, bills to establish a criminal background check of individuals whose employment may bring them into contact with institutionalized children, after receiving testimony from Melvin D. Mercer, Jr., Chief, Recording and Posting Sections, Identification Division, and Kenneth V. Lanning, Supervisory Special Agent, Behavioral Science Unit, both of the Federal Bureau of Investigation, Department of Justice; Curt Livesay, Office of the District Attorney, Los Angeles, California; and Brenda Smith, Oxon Hill, Maryland.

LEGAL SERVICES CORPORATION

Committee on Labor and Human Resources: Committee concluded oversight hearings on certain activities of the Legal Services Corporation, focusing on past and present policies at the corporation, including financial irregularities and political activity, after receiving testimony from Franklin A. Curtis, Associate Director, Human Resources Division, General Accounting Office and Donald P. Bogard, President, Legal Services Corporation, both of whom were accompanied by several of their associates; and Clarence McKee, Pepper and Corrazzini, Washington, D.C.

BOOK DEACIDIFICATION FACILITY

Committee on Rules and Administration: Committee concluded hearings on S. 2418, to provide for the construction of the Library of Congress Mass Book Deacidification Facility, after receiving testimony from Representative Byron; Daniel J. Boorstin, The Librarian of Congress; William J. Welsh, Deputy Librarian of Congress; Donald C. Curran, Associate Librarian of Congress; Peter G. Sparks, Director, Preservation Office, Library of Congress; Carolyn R. Greiner and Steve Linger, Frederick County Chamber of Commerce, both of Frederick, Maryland; Carolyn L. Harris, Columbia University Libraries, New York City; Susan Martin, Johns Hopkins University, (Milton S. Eisenhower Library), Baltimore, Maryland; and Gary E. Strong, California State Librarian, Sacramento.

VETERANS' HEALTH CARE

Committee on Veterans' Affairs: Committee concluded hearings on S. 2269 and S. 2514, bills to clarify and improve certain veterans' health-care programs and services, S. 2210, to revise and clarify the eligibility of certain disabled veterans for automobile adaptive

equipment, and S. 2278, to make permanent the Veterans' Administration program to treat veterans who suffer from alcohol or drug dependencies, after receiving testimony from Donald L. Custis, Chief Medical Director, D. Earl Brown, Jr., Associate Deputy Chief Medical Director, and John P. Murphy, General Counsel, all of the Veterans' Administration; Denise Dougherty, Analyst, Health Program, Office of Technology Assessment; Ewald W. Busse, Duke University Medical Center, Durham, North Carolina, and Chairman, Geriatrics and Gerontology Advisory Committee to the Veterans' Administration; Leonard Saxe, Boston University, and Terrie Wetle, Harvard University Medical School, both in Boston, Massachusetts; Sandra K. Hill, Baltimore Alcoholism Treatment Center, Baltimore, Maryland; Leo Ruffing, Association of Halfway House Alcoholism Programs of North America, Inc., St. Paul, Minnesota; Donald Anderson, Serenity House Alcoholism Recovery Program, Newport News, Virginia; John R. Smith, VA Medical Center, Cleveland, Ohio; Sharron Dreyer, Hospice of Northern Virginia, Arlington; and Martin Cohen, VA Medical Center, John F. Sommer, and Paul S. Egan, both of the American Legion, Philip Mayo, Veterans of Foreign Wars of the United States, David Gorman, Disabled American Veterans, and Jack Powell, Paralyzed Veterans of America, all of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 5414-5435; 2 private bills, H.R. 5436-5437; and 6 resolutions, H.J. Res. 542-545, H. Con. Res. 290, and H. Res. 485 were introduced.

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Reports Filed: Reports were filed as follows:

Report entitled "Readiness of the Navy's Tactical Air Forces Is Overstated" (H. Rept. 98-674);

Report entitled "Intelpost: A Postal Service Failure in International Electronics Mail" (H. Rept. 98-675);

Report entitled "Federal Reserve Competition with the Private Sector in Check Clearing and Other Services" (H. Rept. 98-676);

Report entitled "Federal Government Export Promotion Activities: Oversight of Foreign Commercial Services" (H. Rept. 98-677); and

H. Res. 485, providing for the consideration of H. Con. Res. 290, expressing the sense of the Congress that no appropriated funds shall be used for

the purpose of mining the ports or territorial waters of Nicaragua (H. Rept. 98-678).

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Journal: By a ye-and-nay vote of 366 yeas to 21 nays with 8 voting voting "present", Roll No. 79, the House approved the Journal of Tuesday, April 10.

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Subcommittee To Sit: Subcommittee on Public Buildings and Grounds of the Committee on Public Works and Transportation received permission to sit during the proceedings of the House under the 5-minute rule today and on Thursday, April 12.

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Agriculture Supplemental Appropriations: House disagreed to the Senate amendments to H.J. Res. 492, making an urgent supplemental appropriation for the fiscal year ending September 30, 1984, for the Department of Agriculture; and agreed to a conference. Appointed as conferees: Representatives Whitten, Boland, Natcher, Smith of Iowa, Addabbo, Long of Maryland, Yates, Roybal, Beville, Fazio, Conte, McDade, Myers, Robinson, and Kemp.

Rejected a motion to instruct the House conferees to agree to Senate amendments numbered 2, 3, 4, and 5.

Earlier, objection was heard to a similar unanimous-consent request to disagree to the Senate amendments and agree to a conference on H.J. Res. 492.

Page 8793

Child Nutrition Act: House completed all general debate and began reading for amendment on H.R. 7, to make permanent certain of the authorizations of appropriations under the National School Lunch Act and the Child Nutrition Act of 1963; but came to no resolution thereon. Proceedings under the 5-minute rule is scheduled to continue on Thursday, April 12.

Pending when the Committee of the Whole rose were the following amendments:

An amendment that seeks to require States to match Federal funds for State administrative expenses at phased-in levels of 10, 20, and 30 per centum over a 3-year period; and

An amendment in the nature of a substitute to the preceding amendment that seeks to delay the matching requirement for 1 year and then phase in at 10, 15, and 20 per centum over a 3-year period.

Agreed To:

An amendment that increases the average annual permissible private school tuition from \$1,500 to \$2,500 for participation in programs under the Child Nutrition Act, and provides for inflation adjustment;

An amendment that makes the provisions on the limitation on changes in income for program eligibility effective through fiscal year 1986;

An amendment that provides that if two-thirds of the children in a center qualify for meal reimbursement, one-half of those must be at the free rate;

An amendment that strikes the provisions providing for converting the W.I.C. program into a capped entitlement program;

An amendment that provides that federally reimbursed verification costs must be directly related to the process of verification;

An amendment that provides that certain requirements be met by private nonprofit organizations to be eligible for the summer feeding program;

A technical amendment;

An amendment that gives districts the discretion to implement provisions permitting children to refuse portions of a school breakfast;

An amendment that provides for a study of the allocation formula for State administrative expenses; and

An amendment that provides for a study of the effects on families of the child nutrition programs.

Rejected:

An amendment that sought to strike provisions providing for child care food program reimbursement rates (rejected by a recorded vote of 140 ayes to 262 noes, Roll No. 81); and

An amendment that sought to strike provisions authorizing a food equipment assistance program (rejected on a division vote of 22 ayes to 24 noes).

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Tax Reform Act: By a yea-and-nay vote of 318 yeas to 97 nays with 2 voting "present", Roll No. 82, the House passed H.R. 4170, to provide for tax reform.

Rejected a Motion to recommit the bill to the Committee on Ways and Means.

Agreed to the committee amendment in the nature of a substitute.

Agreed to a technical amendment.

H. Res. 462, the rule under which the bill was considered, was agreed to earlier by a voice vote.

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District Work Period: House agreed to S. Con. Res. 103, providing for an adjournment of the Senate from April 11, 12, or 13, 1984 to April 24, 1984, and an adjournment of the House from April 12 or 13, 1984 to April 24, 1984—clearing the measure.

Page 8987

Excellence in Education: House passed S.J. Res. 210, to designate the period commencing January 1, 1984, and ending December 31, 1984, as "Year of Excellence in Education".

Agreed to an amendment that changes the designated year to April 1, 1984 through March 31, 1985.

Agreed to amend the title.

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Man's Inhumanity to Man: Objection was heard to a unanimous-consent request to consider H.J. Res. 247, to designate April 24, 1984, as "National Day of Remembrance of Man's Inhumanity to Man".

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D-Day Remembrance: House passed H.J. Res. 487, to designate June 6, 1984 as "D-day National Remembrance".

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Quorum Call—Votes: One quorum call, two yeas and nay votes, and one recorded vote developed during the proceedings of the House today and appear on pages 8792, 8816, 8817, 8986.

Adjournment: Met at 11:00 a.m. and adjourned at 9:06 p.m.

Committee Meetings

COMMERCE-JUSTICE-STATE-JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce-Justice-State-Judiciary continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Air Force Research Development, Test and Evaluation; and on Guard and Reserve. Testimony was heard from the following officials of the Department of Defense: Thomas E. Cooper, USAF, Assistant Secretary of the Air Force, Research, Development and Logistics; Lt. Gen. Robert D. Russ, USAF, Deputy Chief of Staff for Research, Development and Acquisition; Edward Philbin, Deputy Assistant Secretary of Defense for Research Affairs; Lt. Gen. Emmett Walker, USA, Chief National Guard Bureau; and Maj. Gen. Herbert Temple, Director, Army National Guard.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations continued appropriation hearings. Testimony was heard from Members of Congress.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Office of Surface Mining. Testimony was heard from J. Lisle Reed, Acting Director, Office of Surface Mining and Deputy Under Secretary, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Employment Standards Administration; Mine Safety and Health Administration; and on the Occupational Safety and Health Administration. Testimony was heard from the following officials of the Department of Labor: Susan R. Meisinger, Deputy Under Secretary for Employment Standards Administration; David A. Zegeer, Assistant Secretary for Mine Safety and Health; and Patrick R. Tyson, Deputy Assistant Secretary, Occupational Safety and Health Administration.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Alternate Construction Methods. Testimony was heard from Como. Arthur W. Fort, USN, Director, Construction, Office of the Assistant Secretary of Defense, Military Installations and Logistics.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on Federal Aviation Administration. Testimony was heard from Michael Fenello, Acting Administrator, Federal Aviation Administration, Department of Transportation.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Armed Services: Ordered reported the following bills: H.R. 5167, amended, Department of Defense Authorization Act, 1985; H.R. 5027, to amend title 10, United States Code, to modify procedures for payment of military retired pay to spouses and former spouses of members of the uniformed services in compliance with court orders; H.R. 5372, to amend title 10, United States Code, to authorize the United States to collect from third-party payers the reasonable cost of medical and dental care provided through facilities of the uniformed services to certain dependents of members of the uniformed services and to certain former members of the uniformed services and their dependents; and H.R. 5417, to amend title X, U.S. Code, to authorize the Secretary of Defense to enter into agreements with other member nations of the

North Atlantic Treaty Organization for certain cooperative projects.

FINANCIAL SYSTEM AND THE NEEDS OF THE AMERICAN PEOPLE

Committee on Banking, Finance and Urban Affairs: Held a hearing on how the financial system can best be shaped to meet the needs of the American people. Testimony was heard from public witnesses.

Hearings continue tomorrow.

JUVENILE JUSTICE, RUNAWAY YOUTH-MISSING CHILDREN'S ACT AMENDMENTS

Committee on Education and Labor: Subcommittee on Human Resources held a hearing on H.R. 4971, Juvenile Justice, Runaway Youth, and Missing Children's Act Amendments of 1984. Testimony was heard from Alfred S. Regnery, Administrator, Office of Juvenile Justice and Delinquency Prevention, Department of Justice.

IMMIGRATION REFORM-AGRICULTURAL GUESTWORKERS

Committee on Education and Labor: Subcommittee on Labor Standards held a hearing on the current immigration reform effort as it relates to agricultural guestworkers. Testimony was heard from public witnesses.

HIGHER EDUCATION ACT

Committee on Education and Labor: Subcommittee on Postsecondary Education continued hearings on H.R. 5240, to amend and extend the Higher Education Act of 1965. Testimony was heard from Dr. Rudolph G. Penner, Director, CBO.

Hearings continue tomorrow.

NATURAL GAS POLICY ADJUSTMENTS ACT

Committee on Energy and Commerce: Continued markup H.R. 4277, Natural Gas Policy Adjustments Act of 1983.

Will continue tomorrow.

NICARAGUA

Committee on Foreign Affairs: Ordered reported H. Con. Res. 290, expressing the sense of the Congress that no appropriated funds shall be used for the purpose of mining the ports or territorial waters of Nicaragua.

U.S. ACTIVITIES IN CENTRAL AMERICA

Committee on Foreign Affairs: Held a hearing on U.S. activities in Central America and the President's action regarding the World Court. Testimony was heard from Kenneth Dam, Deputy Secretary of State.

GROUND WATER PROTECTION STRATEGY

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on Ground Water Protection Strategy Recently Proposed by the Environmental Protection Agency. Testimony was heard from Representative Watkins; the following officials of the EPA: Al Alm, Deputy Administrator; Marian Mlay, Director, Office of Ground Water; and Clinton Hall, Director of the Robert S. Kerr Laboratory; Joel Hirschorn, Senior Associate, Office of Technology Assessment; from the following officials of the Department of the Interior: Doyle Frederick, Associate Director, U.S. Geological Survey; and Hal Langford, Associate Chief Hydrologist; Sidney Martin, member of House of Representatives, State of Florida; and a public witness.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts and Printing met to consider pending business.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police met to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported amended the following measures: H.R. 5315, to increase the percentage of national forest receipts payable to States, and to expand the purposes for which such receipts may be expended for the benefit of counties; H.R. 5100, authorizing appropriations to the Executive Director, U.S. Holocaust Memorial Council, for services necessary to perform the functions of the U.S. Holocaust Memorial Council; S.J. Res. 25, redesignating the St. Croix Island National Monument in the State of Maine as the "St. Croix Island International Historic Site;" and H.R. 3739, to provide certain authority to reduce erosion with the Cuyahoga Valley National Recreation Area.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on the following bills: H.R. 5177, granted the consent of Congress to an amendment to the Wheeling Creek Watershed Protection and Flood Prevention District Compact entered into by the States of West Virginia and Pennsylvania; and H.R. 4308, granting the consent of the Congress to an interstate compact for the preparation of a feasibility study for the development of a system of high-speed intercity rail passenger service. Testimony was heard

from Representatives Mollohan and Kolter; and public witnesses.

OVERSIGHT—FBI AUTHORIZATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on FBI Authorization request. Testimony was heard from the following officials of the FBI, Department of Justice: Oliver B. Revell, Assistant Director, Criminal Investigation Division; and William A. Bayse, Assistant Director, Technical Services Division.

Hearings continue April 24.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full Committee action the following legislation: a clean bill in lieu of H.R. 1028, Semiconductor Chip Protection Act of 1983; a clean bill in lieu of H.R. 1968, to provide greater discretion to the Supreme Court in selecting the cases it will review; H.R. 3256, amended, to permit courts of the United States to establish the order of hearing for certain civil matters; and a clean bill in lieu of H.R. 5059, to amend the Equal Access to Justice Act.

INCREASE AUTHORITY OF PRESIDENT'S COMMISSION ON ORGANIZED CRIME TRANSACTION REPORTING ACT AMENDMENTS

Committee on the Judiciary: Subcommittee on Crime approved the introduction of a clean resolution in lieu of H.J. Res. 490, authorizing the President's Commission Organized Crime to compel the attendance of witnesses and the production of information.

The Subcommittee also held a hearing on Title IX, Currency and Foreign Transaction Reporting Act Amendments, of S. 1762, Comprehensive Crime Control Act of 1984. Testimony was heard from John Keeney, Deputy Assistant Attorney General, Criminal Division, Department of Justice; and Robert E. Powis, Deputy Assistant Secretary (Enforcement), Department of the Treasury.

OVERSIGHT-INSURANCE INDUSTRY ANTITRUST EXEMPTION

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an oversight hearing of Insurance Industry Antitrust Exemption. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported the following measures: H.R. 5051, amended, to give permanent effect to the provisions of the Fishermen's Protective Act of 1967 relating to the reimbursement of U.S. commercial fishermen for

certain losses incurred incident to the seizure of their vessel by foreign nations; H.R. 4585, amended, to authorize appropriations for the Office of Environmental Quality and the Council on Environmental Quality for fiscal years 1985, 1986, and 1987; H.R. 5271, to extend the Wetlands Loan Act; H.R. 4921, to provide for the selection of additional lands for inclusion within the Bon Secour National Wildlife Refuge; H.J. Res. 537, designating the Brigantine and Barnegat units of the National Wildlife Refuge System as the Edwin B. Forsythe National Wildlife Refuge; H.R. 3953, amended, Panama Canal Amendments Act of 1983; H.R. 3678, amended, Water Resources Conservation, Development, and Infrastructure Improvement and Rehabilitation Act of 1983; H.R. 89, to permit the transportation of passengers between Puerto Rico and other U.S. ports on foreign-flag vessels when U.S.-flag service for such transportation is not available; and H.R. 5404, allowing William R. Gianelli to continue to serve as a member of the Board of the Panama Canal Commission after his retirement as an officer of the Department of Defense.

PROSPECTUSES; JOHN F. KENNEDY CENTER ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved 3 construction prospectuses, and 27 repair and alteration prospectuses.

Prior to this action, the Subcommittee held a hearing on pending prospectuses. Testimony was heard from L. L. Mitchell, Commissioner, Public Buildings Service, GSA.

The Committee also held a hearing on H.R. 5409, to amend the John F. Kennedy Center Act to effect agreements on financial relationships between the Board of the John F. Kennedy Center for the Performing Arts and the Secretary of the Treasury. Testimony was heard from Representative Solomon; Roger L. Stevens, Chairman, John F. Kennedy Center for the Performing Arts; and John A. Kilcoyne, Assistant Fiscal Assistant Secretary for Banking, Department of the Treasury.

Hearings continue tomorrow.

NICARAGUA

Committee on Rules: Granted a rule providing for consideration in the House of H. Con. Res. 290, expressing the sense of the Congress that no appropriated funds shall be used for the purpose of mining the ports or territorial waters of Nicaragua; providing two hours of general debate, equally divided by the Chairman and the ranking minority member of the Committee on Foreign Affairs; one motion to recommit which shall be debatable for not to exceed

ten minutes, equally divided and controlled by a proponent of the motion and a member opposed thereto. Testimony was heard from Chairman Fancell, Chairman Boland, and Representatives Barnes and Broomfield.

IMMIGRATION REFORMS AND CONTROL ACT

Committee on Rules: Heard testimony from Representatives Wright, Biaggi, Miller of California, Martinez, Ackerman, Burton, Erlenborn, McCain, Roybal, Ottinger, Mineta, Garcia, Panetta, Weiss, Coelho, Dymally, Schumer, Coleman of Texas, Reid, Ortiz, Boxer, Levine of California, Torres, Fauntroy, Kramer, Daub, and Schaefer but took no action on H.R. 1510, Immigration Reforms and Control Act of 1983.

EXPENDABLE LAUNCH VEHICLE COMMERCIALIZATION ACT

Committee on Science and Technology: Subcommittee on Space Science and Applications approved for full committee action the introduction of a clean bill in lieu of H.R. 3942, Expendable Launch Vehicle Commercialization Act.

MERGERS IN OIL INDUSTRY

Committee on Small Business: Subcommittee on General Oversight and the Economy, and the Subcommittee on Energy, Environment and Safety Issues Affecting Small Business held a joint hearing to explore the impact of proposed mergers in the oil industry on competition in the gasoline marketplace. Testimony was heard from Tim Muris, Director, Bureau of Competition, FTC; and public witnesses.

OVERSIGHT-HOUSING ACT

Select Committee on Aging: Subcommittee on Housing and Consumer Interests held an oversight hearing on Section 202 of the Housing Act: Present Problems-Proposed Alternatives. Testimony was heard from Silvio DeBartoloneis, Deputy Assistant Secretary for Multi-Family Housing, Department of Housing and Urban Affairs; and public witnesses.

CIA INFORMATION ACT; NATIONAL FOREIGN INTELLIGENCE AUTHORIZATION

Select Committee on Intelligence: Ordered reported amended H.R. 5164, Central Intelligence Agency Information Act.

The Committee also met in executive session and ordered reported H.R. 5399, Intelligence Authorization Act for fiscal year 1985.

Joint Meeting

SERVICE INDUSTRIES

Joint Economic Committee: Committee concluded hearings to determine the importance of the service sector to the economy and to evaluate current Federal policies governing service industries, after receiving testimony from Dwight Ink, Vice President for Administration, U.S. Synthetic Fuels Corporation; and Gilbert Simonetti, Jr., National Foreign Trade Council, James C. Hostetler, Chapman, Duff and Paul, and Donald Rappaport, Price Waterhouse, all of Washington, D.C.

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Thursday, April 12, 1984

Senate

Chamber Action

Routine Proceedings, pages 9070-9371

Measures Introduced: Seventeen bills and eight resolutions were introduced, as follows: S. 2565-2581, S.J. Res. 273-276, S. Con. Res. 104-105, and S. Res. 369-370.

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Measures Reported: Reports were made as follows:

S. 2281, to revise and extend provisions of the Public Health Service Act relating to the National Health Service Corps, with amendments. (S. Rept. No. 98-392)

S. 2301, to revise and extend programs for the provision of health services and preventive health services, to establish a program for the provision of home and community-based services, and for other purposes, with amendments. (S. Rept. No. 98-393)

S. 1027, to amend Public Law 96-162, with an amendment in the nature of a substitute. (S. Rept. No. 98-394)

S. Res. 370, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1027, listed above. Referred to the Committee on the Budget.

S.J. Res. 198, designating April 27, 1984, as "National Nursing Home Residents Day."

S.J. Res. 227, designating the week beginning November 11, 1984, as "National Women Veterans Recognition Week."

S.J. Res. 244, designating the week beginning May 6, 1984, as "National Asthma and Allergy Awareness Week."

S. 2085, to amend section 3(a) of the Cotton Statistics and Estimates Act to provide continuing authority to the Secretary of Agriculture for recovering costs associated with cotton classing services to

producers, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 98-395)

S. Res. 287, establishing a task force on agricultural credit, with an amendment in the nature of a substitute and an amendment to the preamble (with additional views). (S. Rept. No. 98-396)

S. 1135, to consent to the Goose Lake Basin Compact between the States of California and Oregon. (S. Rept. No. 98-397)

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Measures Passed:

Adjournment Resolution: Senate agreed to S. Con. Res. 104, providing that when the Senate adjourned on April 12, 13, or 14, 1984, and when the House adjourns on April 12, 13 or 14, 1984, they stand adjourned until April 24, 1984, pursuant to the provisions of S. Con. Res. 103.

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Bankruptcy Act Extension: Senate passed S. 2570, continuing the transition provisions of the Bankruptcy Act until May 26, 1984.

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Perishable Agricultural Commodities: Senate passed H.R. 3867, amending the Perishable Agricultural Commodities Act, 1930, by impressing a trust on the commodities and sales proceeds of perishable agricultural commodities for the benefit of the unpaid seller.

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Miscellaneous Tariff, Trade, and Customs Matters: Senate continued consideration of H.R. 2163, making miscellaneous amendments to the tariff and trade laws of the United States, with a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) D'Amato Amendment No. 2956, excluding tax-exempt interest in determining amount of social security benefits to be taxed. (By 32 yeas to 63 nays (Vote No. 66), Senate earlier failed to table the amendment.)

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(2) Stevens-Murkowski Amendment No. 2957, revising the exemption from income under the SSI program for the Alaska bonus payments.

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(3) Dole Amendment No. 2960, of a technical and clarifying nature.

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(4) Bentsen modified Amendment No. 2961, establishing the authorization for the maternal and child health block grant program at \$478,000,000; and including the food stamp program in the provi-